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Filed Electronically

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington DC 20554

Re: *In re Joint Petition for Expedited Rulemaking to Resolve Carious Outstanding
Issues Concerning the Implementation of the Communications Assistance for Law
Enforcement Act*
Notice of *Ex Parte* Communication in RM-10865

Dear Ms. Dortch:

This letter provides notice pursuant to Section 1.1206(b) of the Commission's rules that Stewart A. Baker and Emily Hancock, counsel to the ISP CALEA Coalition, and Kate Dean of the US ISP Association on July 21, 2004 met with Daniel Gonzalez, senior legal advisor to Commissioner Kevin J. Martin, to discuss the Coalition's concerns about the petition for rulemaking on outstanding CALEA issues requested by the Department of Justice, Federal Bureau of Investigation, and the Drug Enforcement Administration.

The purpose of the meeting was to express the Coalition's concern about a premature resolution of important issues in the context of a declaratory ruling concerning what technologies are covered by CALEA. Primarily, the Coalition is concerned that the Commission not prejudge the question of when services are information services or a "replacement for a substantial portion of the local telephone exchange service."

Please direct any questions to the undersigned.

Respectfully submitted,



Stewart A. Baker

cc: Daniel Gonzalez, via email